

12/06/00  
EC973 U.S. PTO

12/07/00

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 29544/36981

#2/A  
7-26-01  
M.L.  
JC806 U.S. PTO  
09/731359  
12/06/00

**CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)**

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a

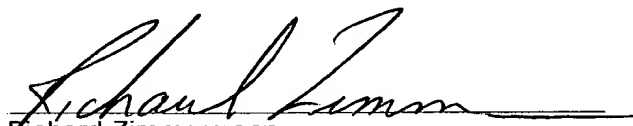
- ☒ continuation application.  
☐ divisional application.

**1. Particulars of Prior Application**

Application Serial No: 09/619,188  
Filed on: July 19, 2000  
Title: DATA MANAGEMENT AND ORDER DELIVERY  
SYSTEM  
Art Unit: 2771  
Examiner: E. Colbert  
Prior Docket No.: 29544/36602

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **December 6, 2000**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM 099 904 715 US.

  
Richard Zimmermann

12/27/2002 SCALLIHA 00000004 132855 09619188

01 FC:2201 378.00 CH  
02 FC:2202 144.00 CH

2. This request is filed by:

1. Full Name of Inventor	Family Name JEBENS	First Given Name John	Second Given Name H.
Residence & Citizenship	City Tierra Verde	State or Foreign Country Florida	Country of Citizenship United States of America
Post Office Address	Post Office Address 248 Monte Cristo Blvd.	City Tierra Verde	State & Zip Code/Country Florida 33715/USA
2. Full Name of Inventor	Family Name CARLSON	First Given Name Lowell	Second Given Name D.
Residence & Citizenship	City Moline	State or Foreign Country Illinois	Country of Citizenship United States of America
Post Office Address	Post Office Address 2700 11 <sup>th</sup> Street Court	City Moline	State & Zip Code/Country Illinois 61265/USA
3. Full Name of Inventor	Family Name JAMES	First Given Name Jeffrey	Second Given Name Scott
Residence & Citizenship	City Bettendorf	State or Foreign Country Iowa	Country of Citizenship United States of America
Post Office Address	Post Office Address 2205 Kimberly Road	City Bettendorf	State & Zip Code/Country Iowa 52722/USA

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. **Amendments**

- ☒ Amend the specification by inserting before the first line the sentence:

AI --This is a **Continuation** of U.S. application Serial No. 09/619,188, filed July 19, 2000, which in turn is a **continuation** of U.S. application Serial No. 08/908,046, filed August 11, 1997.--

- ☒ Cancel claims 2-90 in the prior application before calculating the filing fee.
- ☐ A Preliminary Amendment is enclosed.
- ☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. **Copy of Prior Application**

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. **Incorporation By Reference**

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☐ Priority of application No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.
- ☐ The certified copy(ies) has(have) not been filed.

7. **Assignment**

- ☒ The prior application is assigned of record to Marshall, O'Toole, Gerstein, Murray & Borun, and has been recorded at Reel No. 010724, Frame No. 0338.

8. **Small Entity Status**

- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. **Information Disclosure Statement**

An Information Disclosure Statement is enclosed herewith.

10. **Drawings**

A new set of formal drawings is enclosed.

11. Fee Calculation

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$355.00		\$710.00
TOTAL	1 - 20	= 1	X 9 =	\$0.00	X 80 =	\$
INDEP.	1 - 3	= 1	X 40 =	\$0.00	X 80 =	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 135 =	\$0.00	+ 270 =	\$
Filing Fee:				\$355.00	OR	\$

12. Method of Payment of Fees

- ☒ Attached is a check in the amount of: \$355.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

13. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

14. Correspondence Address

Customer No.: 04743

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300  
(312) 474-0448 (Telefacsimile)

By:

  
James F. Goedken  
Reg. No: 44,715

December 6, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	)	Title: DATA MANAGEMENT AND
	)	ORDER DELIVERY SYSTEM
<b>JEBENS et al.</b>	)	
	)	
Serial No: Not Yet Assigned	)	
(Continuation of U.S. Application	)	Group Art Unit: Not Yet Assigned
Serial No. 09/619,188)	)	
	)	
Filed: <b>December 6, 2000</b>	)	Examiner: Not Yet Assigned

**TRANSMITTAL OF FORMAL DRAWINGS**

Commissioner for Patents  
Washington, D.C. 20231

Attention: Official Draftsman

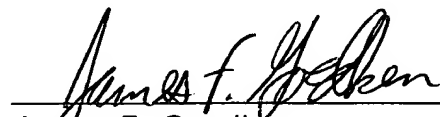
Sir:

Enclosed herewith are twenty-seven (27) sheets of formal drawings for substitution in the above-referenced application.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300

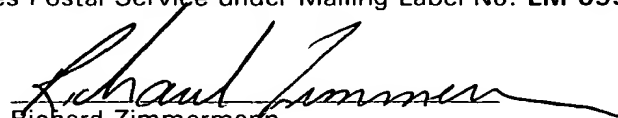
By:

  
James F. Goedken  
Registration No.: 44,715

December 6, 2000

**CERTIFICATE OF MAILING (37 CFR 1.10)**

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **December 6, 2000**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. **EM 099 904 715 US**.

  
Richard Zimmermann